IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION.

**CRIMINAL APPLICATION NO. 3611 OF 2004**

| Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders | Court's or Judge's orders |
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Mr. M.C. Shah for the applicant.

Mr. A.S. Gadkari, A.P.P.for the State.

**CORAM :** A.M.KHANWILKAR,J.

**DATE : 09.09.2004**

**P.C.**

. Heard Counsel for the parties.

2. I find no reason to interfere with the view already taken by the Court below in rejecting anticipatory bail application. The reasons recorded by the Court below are cogent and appropriate for rejection of the anticipatory

bail application. Even before this Court, learned A.P.P. has produced original police papers to indicate that the applicant has sold 4 flats in favour of seven different persons, as per the information available at present. Besides the flat No. 504 in A Wing has been sold by the applicant in favour of her own husband Mr. Khalid A. Thakur on 17th March, 2004 by registered document against which loan from Bassain Catholic Bank has been obtained. All these circumstances are sufficient for the time being to reject the anticipatory bail application, as investigation is still in progress and also it is brought to my notice that one more case of cheating has been lodged against the present applicant during the pendency of this

application. The argument canvassed on behalf of the applicant that the present complaint is at the behest of Mr. Ramrao Desai, who is Police Officer, does not commend to me. Complaint is supported by documents, some of them are registered document. Besides the applicant has not disclosed the crucial facts that there are already two pending criminal cases against the applicant bearing Cr.No. 357/1995 registered in Thane City Police Station for offence punishable under Sections 143,452,353, 504, 506 of Indian Penal Code and another at D.N. Nagar Police Station, Cr.No. 336/1996 for the offences punishable under Section 454,387, 114 of I.P.C. This by itself is a good ground for rejection of the present

anticipatory bail application. Hence, dismissed.

3. At this stage Mr. Shah prays, that the operation of this order be stayed for two weeks. I see no ground to entertain this prayer Prayer is rejected.